

FILED BY *[Signature]* D.C.

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *[Signature]* D.C.

05 SEP -6 PM 5: 02

05 SEP -2 PM 4: 22

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
CARRIER CORPORATION,

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE

Plaintiff,

v.

PAUL P. PIPER, JR., *et al.*,

Defendants.

No. 2:05-CV-02307-JPM-dkv

MOTION GRANTED

[Signature]
JON PHIPPS McALLA
U.S. DISTRICT JUDGE
DATE Sept. 6, 2005

UNOPPOSED MOTION OF DEFENDANT QUANEX CORPORATION FOR LEAVE
TO FILE REPLY BRIEF AND MEMORANDUM IN SUPPORT

COMES NOW Defendant, Quanex Corporation ("Quanex"), and respectfully moves this Honorable Court for an Order allowing Quanex to file a Reply Brief in Support of its Motion to Dismiss. In support of this Motion, Quanex states as follows:

1. On July 14, 2005, Quanex filed a Motion to Dismiss. Plaintiff responded to Quanex's motion on August 26, 2005.
 2. Because of the gravity of this dispositive motion, as well as Plaintiff's introduction of new factual information about its relationship with EPA, Quanex requests an opportunity to reply to Plaintiff's brief and believes such a brief would benefit the Court in its consideration of this motion.
 3. Quanex's counsel has conferred with opposing counsel regarding this Motion, and all counsel consent to the Motion.
 5. Attached hereto is a proposed Order Granting Leave to Defendant to File Reply.
- Respectfully submitted this the 2nd day of September, 2005.



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CERTIFICATE OF SERVICE

I hereby certify that I have caused to be served, this 2nd day of September, 2005, the above and foregoing Defendant's Motion for Leave to File Reply to Plaintiff's Response to Motion to Dismiss via U.S. Mail, postage prepaid upon the following:

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Notice of Distribution

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Honorable Jon McCalla
US DISTRICT COURT